

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Franc et al.

Serial No.: 09/720,017

Filed: December 19, 2000

Group Art Unit: Unknown

Examiner: Unknown

FOR: NOVEL FORM OF IRBESARTAN,  
METHODS FOR OBTAINING SAID FORM AND  
PHARMACEUTICAL COMPOSITIONS  
CONTAINING SAME

Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

Dear Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. 371 IN THE UNITED STATES**  
**DESIGNATED/ELECTED OFFICE (DO/EO/US)**

This is in response to the "Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)" mailed on February 13, 2001 having a response due by March 13, 2001, which indicates that the oath or declaration of the inventors is unsigned. A copy of the above-identified "Notice to File Missing Requirements" is enclosed.

Transmitted herewith is a Declaration and Power of Attorney for the subject patent application which has been fully executed in compliance with 37 C.F.R. 1.497(a) and (b).

The Commissioner is hereby authorized to deduct the surcharge of \$130.00 required by 37 C.F.R. § 1.492(e) from Deposit Account No. 19-0091. A **duplicate** copy of this sheet is enclosed.

03/14/2001 MNGUYEN 00000125 190091 09720017

01 FC:154 130.00 CH

Date: March 8, 2001

Address:  
Sanofi-Synthelabo Inc.  
9 Great Valley Parkway  
P.O. Box 3026  
Malvern, PA 19355  
Tele: (610) 889-8802  
Fax: (610) 889-8799

**CERTIFICATE UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being deposited on the date indicated below with the United States Postal Service as first class mail addressed to: Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231

*Michael D. Alexander*  
Name

*March 8, 2001*  
Date

Respectfully submitted,

*Michael D. Alexander*  
Michael D. Alexander  
Reg. No. 36,080

REC'D FEB 16 2001



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/720017	FRANC	B IVD 1048

MICHAEL D ALEXANDER  
SANOFI SYNTHELABO INC  
9 GREAT VALLEY PARKWAY  
PO BOX 3026  
MALVERN, PA 19355

ENTERED  
2/14/01

INTERNATIONAL APPLICATION NO.	
PCT/FR99/01372	
I.A. FILING DATE	PRIORITY DATE
10 JUN 99	24 JUN 98
DATE MAILED: 13 FEB 2001	

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
- ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application in:
  - ☒ a non-English language.
  - ☐ English.
- ☒ Translation of the international application into English.
- ☒ Oath or Declaration of inventors(s) for DO/EO/US.
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☒ Translation of Annexes to the International Preliminary Examination Report into English.
- ☒ Preliminary amendment(s) filed 19 DEC 00 and
- ☒ Information Disclosure Statement(s) filed 19 DEC 00 and
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed
- ☐ Verified Statement Claiming Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☐ Other:

*Submit Declaration  
and Assignment  
3/13/01*

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
  - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
  - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

- 4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
- 5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:

- ☒ PCT/DO/EO/917
- ☐ Notice of Defective Translation
- ☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Karen Williams *KW*  
Telephone: 703-305-3688